

Attorney Client / Ex. 5

From: Paula Maccabee [mailto:pmaccabee@justchangelaw.com]
Sent: Monday, January 04, 2016 9:39 AM
To: Wester, Barbara <wester.barbara@epa.gov>
Cc: Kenney, Thomas <kenney.thomas@epa.gov>; Westlake, Kenneth <westlake.kenneth@epa.gov>
Subject: Re: response to december 21, 2015 request for meeting regarding polymet/northmet CWA 404 permit

Barbara,

Thank you for your email.

We would appreciate the opportunity to discuss Section 404 issues pertaining to mercury, methylmercury and other water quality issues presented in expert opinions as well as in WaterLegacy's comments.

We look forward to hearing from you.

Sincerely,
Paula

Paula Maccabee, Esq.
JUST CHANGE LAW OFFICES
1961 Selby Ave.
St. Paul MN 55104
phone: 651-646-8890
fax: 651-646-5754
Cell: 651-775-7128
e-mail: pmaccabee@justchangelaw.com
<http://www.justchangelaw.com>

Advocacy Director/Counsel for WaterLegacy

From: Barbara Wester <wester.barbara@epa.gov>
Date: Monday, January 4, 2016 at 8:52 AM
To: Paula Maccabee <pmaccabee@justchangelaw.com>
Cc: "Kenney, Thomas" <kenney.thomas@epa.gov>, Kenneth Westlake <westlake.kenneth@epa.gov>
Subject: response to december 21, 2015 request for meeting regarding polymet/northmet CWA 404 permit

Paula –

I am responding to your December 21, 2015, email to Ken Westlake requesting a meeting with EPA to discuss Water Legacy's views on the Clean Water Act Section 404 permit for the Polymet/Northmet mine project.

Since the 404 permit decision rests with the Corps of Engineers, we encourage you to direct your requests for discussion to the Corps.

The Region's Wetlands Program appreciates receiving Water Legacy's recent final EIS comments on wetland issues. The program feels that it has a clear understanding of the issues raised in your comments and does not feel the need for a meeting with your organization for further explanatory discussion.

Barbara L. Wester
 Associate Regional Counsel
 Office of the Regional Counsel
 U.S. Environmental Protection Agency, Region V
 Mail Code C-14J
 77 W. Jackson Blvd.
 Chicago, IL 60604
 ph: 312.353.8514
 fax: 312.582.5132
wester.barbara@epa.gov

From: Paula Maccabee [<mailto:pmaccabee@justchangelaw.com>]
Sent: Monday, December 21, 2015 3:06 PM
To: Westlake, Kenneth <westlake.kenneth@epa.gov>
Subject: Re: EPA comment letter on NorthMet Final EIS

Hi Ken:

We appreciate your forwarding a copy of the EPA's comment letter on the PolyMet NorthMet FEIS.

I would like to schedule a meeting in January with EPA Region 5 staff and some of WaterLegacy's experts to discuss concerns related to the Section 404 permit. I would greatly appreciate your assistance in setting up this meeting. I look forward to hearing from you.

Thank you very much.

Sincerely,
 Paula

—

Paula Maccabee, Esq.
 JUST CHANGE LAW OFFICES
 1961 Selby Ave.
 St. Paul MN 55104

phone: 651-646-8890

fax: 651-646-5754

Cell: 651-775-7128

e-mail: pmaccabee@justchangelaw.com

<http://www.justchangelaw.com>

Advocacy Director/Counsel for WaterLegacy